

June 15, 2004

June Fifteenth

20-----04

The second regular Meeting of Council was held on the above date at 7:00 p.m. in the Council Chambers located on the Fourth floor of the Municipal Building. The following Council Members were present: Ruby B. Archie, E. Stokes Daniels, Jr., Mayor John C. Hamlin, T. David Luther, Albert K. "Buddy" Rawley, Jr., Sherman M. Saunders, H. Phillip Smith, and Vice-Mayor R. Wayne Williams, Jr. (8). P. A. "Pete" Castiglione, Jr., was absent (1).

Staff members present were Deputy City Manager M. Lyle Lacy, III, Assistant City Manager for Utilities Joseph C. King, Assistant City Manager for Government Affairs Todd M. Yeatts, City Attorney W. Clarke Whitfield, Jr., and City Clerk Annette Y. Crane, CMC.

Other Staff members present were Transportation Services Director Marc Adelman, Police Chief Philip Broadfoot, Human Services Director Gwendolyn Edwards, Community Development Director Jerry Fischer, and Human Resources Director Andrea Witt.

Mayor Hamlin presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Ruby Archie offered the invocation. The Pledge of Allegiance to the Flag followed.

ANNOUNCEMENTS AND SPECIAL RECOGNITION

Mayor Hamlin recognized Sheriff Jim Dooley. Sheriff Dooley advised that the Danville City Jail facility had been approved for unconditional certification based on an excellent performance level of 100% compliance with 119 standards. He read a letter from the Department of Corrections that said Sheriff Dooley and his staff were to be commended for this excellent rating. A Certificate of Achievement for display was received from the State Board of Corrections Chairman Clay Hester.

Sheriff Dooley said he was very proud of this accomplishment and praised his staff for their hard work in bringing about the achievement. He gave them the credit for reaching this milestone.

Mayor Hamlin thanked Sheriff Dooley for bringing this excellent report before City Council and offered congratulations to Sheriff Dooley and staff for a job well done.

Mayor Hamlin called on Transportation Services Director Marc Adelman. Mr. Adelman reported on a great airshow over the past weekend at the Danville Regional Airport. He

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said the show was the result of a great team effort and many volunteers who helped to make the event an excellent one. He thanked everyone who participated.

Mr. Adelman said there was approximately 5,000 in paid attendance and approximately 1,000 children. He said the rain delayed or canceled some of the activities on Friday, but all in all, it was a great weekend in Danville.

Vice-Mayor Williams praised the efforts of the Airport staff, namely, Lane Rodgers, Lisa Bivens, Ronnie Seay, James Foster, Richard Kroffe, and Jane Edmonds, who worked in the tower. He said the event was a great way to showcase Danville Regional Airport, which is a critical economic development asset for the City.

COMMUNICATIONS FROM VISITORS

Rev. Cecil Bridgeforth, a resident of Edmonds Street, commended the City schools for a successful year and stated there were quality students in our City schools.

Rev. Bridgeforth also advised that 40% of the City's 6-year-old population were living in poverty. He said we were all responsible for seeing that these youngsters were properly fed, clothed, and educated.

Rev. Bridgeforth said it was the responsibility of the City's entire population to see that our properties were kept clean and well groomed. He said there is property at the corner of Dudley and South Main that needed to be cleaned up.

Mayor Hamlin said he would have the City administration investigate the matter.

Rev. Bridgeforth said that GWHS had a great fence around the athletic field, but expressed concern about the safety of those using the field. He said there remains the threat of potential gang activity and wanted to ensure there was a proper route of escape for our youth should such an event occur.

Mayor Hamlin asked the School Board (some members were in attendance) to look at what could be done and report its findings to Rev. Bridgeforth.

MINUTES

Upon Motion by Council Member Daniels and second by Council Member Rawley, Minutes of the Regular June 1, 2004 Council Meeting and the Council Work Session held on June 1, 2004 were approved as presented. Draft copies had been distributed to Council Members prior to the Meeting.

PUBLIC HEARING-BUDGET ADOPTIONS-FY 2003-2004

Mayor Hamlin announced the following Budget Amendments (Items VII B. 2-3) had been previously discussed by Council and introduced for First Reading and would be

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further considered by City Council in the Public Hearing to follow. After the Hearing has been closed, there would be no separate discussion on the items and they would be enacted by one Motion. If a Council Member or citizen desires discussion, the item(s) would be removed from the consent process and considered separately.

Mayor Hamlin opened the floor for a Public Hearing to consider amendments to the FY 2003-2004 Budget Appropriation Ordinance. Notice of the Public Hearing had been duly published in the Danville Register and Bee on June 8, 2004. No one present desired to be heard and the Public Hearing was closed.

BUDGET ADOPTION-FY2003-2004-WORKERS' COMPENSATION CLAIMS

Upon Motion by Council Member Daniels and second by Council Member Archie, Ordinance No. 2004-06.07 presented by its First Reading on June 1, 2004 amending the Fiscal Year 2003-2004 Budget Appropriation Ordinance by anticipating the transfer of funds from the Insurance Fund to the General Fund to provide for the payment of Workers' Compensation claims and appropriating same in the amount not to exceed \$350,000 was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

BUDGET ADOPTION-FY 2003-2004-COMPREHENSIVE SERVICES ACT

Upon Motion by Council Member Daniels and second by Council Member Archie, Ordinance No. 2004-06.08 presented by its First Reading on June 1, 2004 amending the Fiscal Year 2003-2004 Budget Appropriation Ordinance by increasing State Revenues in the amount of \$542,123 and providing a transfer from the General Fund Balance in the amount of \$69,732 and a transfer from support of school operations in the amount of \$85,230 to cover additional costs for the Comprehensive Services Act for a total appropriation in the amount of \$697,085 was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

BUDGET APPROPRIATION ORDINANCE – FISCAL YEAR 2004-2005

Upon Motion by Council Member Archie and second by Council Member Daniels, Ordinance No. 2004-06.04 presented by its First Reading on June 1, 2004, the Budget Appropriation Ordinance for Fiscal Year 2004-2005 was adopted by the following vote:

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VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

DECREASE REAL ESTATE TAX FOR FY 2004-2005 TO 77 CENTS

Upon Motion by Council Member Archie and second by Council Member Rawley, Ordinance No. 2004-06.08 presented by its First Reading on June 1, 2004 amending and reordaining Sections 37-27, 37-28, and 27-29 of the Danville City Code thereby decreasing the real estate tax from eighty (80) cents on every one hundred dollars to Seventy-seven (77) cents on every one hundred dollars of assessed value effective July 1, 2004 was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

REAPPOINT DUNLAP TO COMMUNITY SERVICES BOARD

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-06.26

A RESOLUTION REAPPOINTING JOLANE T. DUNLAP AS A MEMBER OF THE DANVILLE-PITTSYLVANIA COMMUNITY SERVICES BOARD.

The Motion was seconded by Council Member Daniels and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

REAPPOINT HEY TO COMMUNITY SERVICES BOARD

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-06.27

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A RESOLUTION REAPPOINTING ELIZABETH W. HEY AS A MEMBER OF THE DANVILLE-PITTSYLVANIA COMMUNITY SERVICES BOARD.

The Motion was seconded by Council Member Daniels and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

APPOINT DOBBINS TO SCHOOL BOARD TRUSTEES

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-06.28

A RESOLUTION APPOINTING R. HELM DOBBINS AS A MEMBER OF THE SCHOOL BOARD TRUSTEES.

The Motion was seconded by Council Member Rawley and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

PUBLIC HEARING-APPROVE SCHOOL BOARD BUDGET-FY 2004-05

Mayor Hamlin opened the floor for a Public Hearing to consider the FY 2004-2005 School Board Budget. Notice of the Public Hearing had been duly published in the Danville Register and Bee on June 8, 2004. No one present desired to be heard and the Public Hearing was closed.

Council Member Archie moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-06.29

A RESOLUTION APPROVING THE BUDGET OF THE SCHOOL BOARD OF THE CITY OF DANVILLE FOR THE FISCAL YEAR ENDING JUNE 30, 2005.

Vice-Mayor Williams seconded the Motion.

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Mayor Hamlin recognized and acknowledged the presence of the School Board Chairman Rev. George Wilson, Vice-Chairman Becky Bolton, School Superintendent Dr. Bill Torok, Dr. Sue Davis, Dr. Juliette Jennings, Randy Kelley and Lori Cassada. He thanked them for the excellent budget presentation at the Joint Work Session held prior to the regular meeting.

Council Member Daniels stated he was very impressed with the new School budget and thanked the staff and especially Dr. Torok for the good stewardship approach in the development of the budget.

Vice-Mayor Williams commended the School staff for reducing the bond debt for Westwood Middle School by \$500,000.

The Resolution was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

PUBLIC HEARING-STATE SUPPORT FOR MASS TRANSIT

Mayor Hamlin opened the floor for a Public Hearing to consider an application for State Support for Mass Transit. Notice of the Public Hearing had been duly published in the Register and Bee on June 2 and 8, 2004. No one present desired to be heard and the Public Hearing was closed.

Council Member Daniels moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-06.30

A RESOLUTION AUTHORIZING AN APPLICATION BY THE CITY TO THE VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION FOR GRANT FOR ELIGIBLE FUEL, TIRE AND MAINTENANCE COSTS, ADMINISTRATIVE COSTS AND CAPITAL COSTS FOR PUBLIC TRANSPORTATION FOR FISCAL YEAR 2004-2005.

The Motion was seconded by Council Member Saunders and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

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In response to Council Member Archie, Transportation Services Director Marc Adelman said that total estimated cost for capital equipment for the Danville Transit System is \$174,000. Council Member Archie inquired if any of the \$174,000 had been set aside for the purchase of a bus for service to the Ingram Heights area of the City. Mr. Adelman said the \$174,000 did not include funds for that particular bus service, but plans were in the works for extending service to Ingram Heights.

PUBLIC HEARING-FEDERAL SUPPORT FOR MASS TRANSIT

Mayor Hamlin opened the floor for a Public Hearing to consider an application for Federal Support for Mass Transit. Notice of the Public Hearing had been duly published in the Register and Bee on June 2 and 8, 2004. No one present desired to be heard and the Public Hearing was closed.

Council Member Luther moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-06.31

A RESOLUTION CONFIRMING AND RATIFYING THE FILING OF AN APPLICATION BY THE CITY TO THE U. S. DEPARTMENT OF TRANSPORTATION FOR A GRANT UNDER THE FEDERAL TRANSIT ACT, AS AMENDED.

The Motion was seconded by Council Member Rawley and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

AMEND CITY PERSONNEL SYSTEM

Council Member Archie moved the adoption of an Ordinance entitled:

ORDINANCE NO. 2004-06.09

AN ORDINANCE AMENDING THE PERSONNEL SYSTEM OF THE CITY OF DANVILLE, AS AMENDED, PROVIDING FOR THE CLASSIFICATION, COMPENSATION, AND EMPLOYEE DEVELOPMENT FOR EMPLOYMENT POSITIONS OF THE CITY.

Council Member Rawley seconded the Motion.

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Council Member Saunders felt the amendments to the personnel system were too drastic and too much all at one time. He felt the amendments should come a little at a time and said he would not be able to support the Ordinance as presented.

In response to Mayor Hamlin, Deputy City Manager Lacy said each department would hold briefings to explain the amendments to employees.

The Ordinance was adopted by the following vote:

VOTE: 7-1
AYE: Archie, Daniels, Hamlin, Luther, Rawley,
Smith, and Williams (7).
NAY: Saunders (1).
ABSENT: Castiglione (1).

BUDGET AMENDMENT - FY 2004-2005 – COMMUNITY DEVELOPMENT

Upon Motion by Council Member Smith and second by Council Member Rawley, an Ordinance entitled:

ORDINANCE NO. 2004-06.10

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR PROJECTS TO BE OR BEING UNDERTAKEN TO IMPROVE THE DANVILLE COMMUNITY FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP FUNDS FROM THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND PROGRAM INCOME FUNDS GENERATED BY PRIOR YEAR EXPENDITURE OF COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP FUNDS

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

AGREEMENT - VIRGINIA SMALL BUSINESS FINANCING AUTHORITY

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-06.32

A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A MORAL OBLIGATION AGREEMENT BY AND BETWEEN THE CITY OF DANVILLE, VIRGINIA AND THE VIRGINIA SMALL BUSINESS FINANCING AUTHORITY.

The Motion was seconded by Council Member Archie and adopted by the following vote:

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VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

AGREEMENT – AMERICAN NATIONAL BANK & TRUST COMPANY

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-06.33

A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A MORAL OBLIGATION AGREEMENT BY AND BETWEEN THE CITY OF DANVILLE, VIRGINIA AND AMERICAN NATIONAL BANK AND TRUST COMPANY.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE: 8-0
AYE: Archie, Daniels, Hamlin, Luther, Rawley, Saunders,
Smith, and Williams (8).
NAY: None (0).
ABSENT: Castiglione (1).

COMMUNICATIONS

Deputy City Manager Lacy advised that Governor Mark Warner would be at the Institute for Advanced Learning and Research on Friday, June 18, 2004 at 10:30 a.m. Governor Warner, in conjunction with the Tobacco Commission, would announce a Regional Broadband Initiative. Mr. Lacy said the Initiative would provide high-speed fiber optics along the Route 58 corridor from Stuart to Emporia, thereby connecting the industrial parks.

There were no communications from the City Attorney and City Clerk.

ROLL CALL

Council Member Archie reminded everyone that school is out for the summer. She encouraged everyone to drive carefully.

Mrs. Archie reported she had attended the following functions over the past two weeks:

- Fifth grade graduation ceremonies at Park Avenue School on June 3
- American Spirit Awards ceremony on June 7

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- W. W. Moore, Jr. Detention Home graduation on June 9
- The Institute's Grand Opening on June 11, and
- Tunstall Middle School's 8th grade graduation ceremonies on June 14.

Mrs. Archie said she continues to enjoy the various newsletters from City departments. She said the Utilities newsletter was full of great information this month.

Mayor Hamlin expressed appreciation to the School Board and staff for the excellent budget presentation during the Joint Work Session held prior to the meeting.

Council Member Luther reported he had met with individuals today who are renovating the old North Theatre. He said the group is starting its fund-raising efforts and called attention to a brochure that had been placed at the desk of each Council Member. He said the facility would be used for live performances as well as showing classic movies.

Council Member Smith agreed with Rev. Bridgeforth's remark about City children who live in poverty. He said it is fine for the City to have a vision and to think about what the future can be, but there is a tremendous challenge in the present. Mr. Smith said he believed that the reason cities and communities exist is for its citizens to live in peace and in harmony and in some prosperity. He said one of Council's most important jobs was to provide resources to help bring children out of poverty.

Mr. Smith said he was present for the American Spirit Awards presentation held in Council Chambers last week. He said it was a wonderful program with wonderful people involved in it. The whole goal of that project was to recognize children in each school that are judged by their peers and their teachers and other people in the schools, to be helpful, kind, good-hearted, good teammates, good peers, and good leaders. Mr. Smith said the award didn't have anything to do with student test scores. It had to do with the kind of people they are. He said attitude and character were just as an important education component as any other in our schools.

Mr. Smith requested that a Budget Work Session be placed on the calendar for November. He suggested the third Tuesday in November right after the regular work session meeting. Mr. Smith felt it was an important meeting to have based on the incomplete information he felt Council received at the Council Meeting on June 1. He said he also believed the challenges facing us in the city were with some of the private industries. Mr. Smith said he wanted to make sure that he understood what private industry's problems were and what some of the alternatives were. He said the administration needed to have some direction from Council about exactly the kind of revenues they are looking at and a "what-if" list that includes some of the services that Council may have to cut in the coming 18 months. Mr. Smith reiterated that Council schedule a work session for the third Tuesday in November to sit down with the administration and discuss with them the revenue parameters and the expenditures in the upcoming 2005-06 budget.

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Vice-Mayor Williams advised that Dr. James Robertson, a Danville native, wanted to establish a civil war museum in Danville. Dr. Williams requested that the Administration investigate ways the City could be of help to Dr. Robertson with this project.

Mayor Hamlin reminded Council Members of the July 1 Council Inaugural Meeting to be held at 12 o'clock noon in Council Chambers.

The Meeting adjourned at 7:53 P.M.

MAYOR

CLERK